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COURT OF APPEALS
DIVISION TWO
OF THE STATE OF WASHINGTON

FILED
COURT OF APPEALS
DIVISION II

2020 DEC -4 PM 12:46

STATE OF WASHINGTON
BY CRCC

No. 18-1-020 ~~3077~~

STATE OF WASHINGTON)

Respondent,)

v.)

Eddie R Smith Jr)

(your name))

Appellant.)

STATEMENT OF ADDITIONAL
GROUNDS FOR REVIEW

I, Eddie Smith, have received and reviewed the opening brief prepared by my attorney. Summarized below are the additional grounds for review that are not addressed in that brief. I understand the Court will review this Statement of Additional Grounds for Review when my appeal is considered on the merits.

Additional Ground 1

The state violated my rights over ~~under~~ Crawford
vs. The state of Washington, 124 S. Ct. 1354, 2004
IF the victim in your case does not show up and
Take the stand your case will be dismissed. The
victim Victoria Cestell died several months before
my trial started due to a drug overdose.
my cross-examination rights were violated

Additional Ground 2

The state violated my rights over Brady vs. State
of Maryland 373 U.S. 88, 10, L-E-D, #1963 (SIC)
If the victim in your case does not show up for
trial, for a pretrial interview to tell what happened,
your case will be dismissed. Again the victim in my
case took her own life due to a drug overdose.

If there are additional grounds, a brief summary is attached to this statement.

Date: 11-22-2020

Signature: Eddie R Smith Jr.

Additional Ground 3

The state prosecutor, Mr. Hashimoto is a officer of the court whose duty is to present a forceful and truthful case to the Jury, not to win at any cost. In my declaration of probable cause and Police statements and victim statements to the Police it was stated that I was just visiting the victim and was just a friend. The victim also stated she didn't want a boyfriend and wasn't looking for a boyfriend. She stated to the doctor that treated her that her boyfriend assaulted her who she never identified. The victim told the police one thing and the doctor another thing. The state told the Jury I was her boyfriend I was living with her and I was a member of that household. The state lied to the Jury even though he had statements that told the truth. I was never her boyfriend, living with her, or a member of her household. The state also tried to deceive the Jury by telling them the victim was unavailable. I took the stand and told the Jury the truth that the victim took her own life due to a drug over dose. The following morning of my trial the state apologized to the Jury for trying to deceive them.

Additional) Ground 4

my lawyer mr. Kolke was ineffective counsel and was not loyal to me. He was suppose to make a motion to dismiss over Crawford vs washington and Brady vs maryland. He told me he did but he didn't. He lied to me.

Additional) Ground 5

I was Robbed of my fundamental rights to face my acuser, cross-examine, and to question witness, victim at a pre-trial interview. I was also Robbed of due-process. victoria crotto took her own life, that doesn't mean I half to forfeit my rights and I don't.

Additional Ground 6

The Washington State court rules book state that to have a continuance for a trial date you have to give at least 5 days prior notice, it has to be a good reason for the continuance and you can't set it for more than 14 days out for in custody 28 days out for out of custody. Several of my trial continuances were set more than the 14 days out.

Again my lawyer Mr. Kolke should have made a motion to dismiss because court rules were broke. I mentioned this to him he acted like he didn't know what I was talking about. It's his job to know court rules. He was ineffective counsel. Everything I've stated in my additional grounds is all a matter of the record. Every one of my court dates are a matter of the record. Again I was robbed of my rights and due-process.